

REMARKS

By this supplemental amendment, claim 28, 29, 30,31, 32, 39, 40, 45, 46, 47, 48, and 49 have been amended. No claims are canceled or added hereby. Accordingly, after entry of this Supplemental Amendment, claims 28-49 will remain pending.

This Supplemental Amendment is made based on discussion with the Examiner during a personal interview conducted on March 30, 2004 to clarify the distinctions between the claimed invention and the cited prior art reference Logan et al. (U.S. Patent No. 5,721,827). Applicants' representatives thank Examiner Le for the courtesies extended to them during the interview. The undersigned and Dr. Qian Huang participated in the interview.

According to claimed invention, a content provider offers to provide content with two options, one to receive the content without advertisement and one to receive the content with advertisement. The offer is made prior to providing the content. The content excludes advertisement. In addition, the content provider does not transmit the content over the data network until the user makes a election of either the first option of receiving the content without advertisement or the second option of receiving the content with advertisement. These are distinguishable from Logan et al. in that Logan et al. transmit content with advertisement to a user before the user edits the received content and advertisement to select what is to be played back.

If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Pillsbury Winthrop, LLP

By: 

Dale S. Lazar

Reg. No.: 28872

Tel. No.: (703) 905-2126

Fax No.: (703) 905-2500

DSL\QCH:ml  
P.O. Box 10500  
McLean, VA 22102  
(703) 905-2000